

AMENDED IN SENATE MARCH 14, 2006

SENATE BILL

No. 1261

Introduced by Senator McClintock

February 9, 2006

An act to ~~amend Section 13012~~ *add Section 13013* of the Penal Code, relating to criminal justice statistics.

LEGISLATIVE COUNSEL'S DIGEST

SB 1261, as amended, McClintock. Criminal justice statistics.

Under current law the Department of Justice is required to collect specified criminal justice information from local law enforcement agencies and prepare an annual report presenting the collected data.

This bill would ~~specifically require the department to collect data~~ *maintain a data set, updated annually*, relating to crimes reported, number of clearances, and clearance rates reported by local law enforcement agencies. This bill would further require that this report shall be ~~contained~~ *accessible by a hypertext link* on the Department of Justice Criminal Justice Statistics Center Web site homepage, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 *SECTION 1. Section 13013 is added to the Penal Code, to*
- 2 *read:*
- 3 *13013. The department shall maintain a data set, updated*
- 4 *annually, that contains the number of crimes reported, number of*
- 5 *clearances and clearance rates in California as reported by*
- 6 *individual law enforcement agencies. The data set shall be made*

1 available through a prominently displayed hypertext link on the
2 home page of the Department of Justice Criminal Justice
3 Statistics Center Web site. This section shall not be construed to
4 require reporting any crimes other than those required by
5 Section 13012.

6 SECTION 1. ~~Section 13012 of the Penal Code is amended to~~
7 ~~read:~~

8 ~~13012. The annual report of the department provided for in~~
9 ~~Section 13010 shall contain statistics showing all of the~~
10 ~~following:~~

11 ~~(a) The amount and the types of offenses known to the public~~
12 ~~authorities.~~

13 ~~(b) The personal and social characteristics of criminals and~~
14 ~~delinquents.~~

15 ~~(c) The administrative actions taken by law enforcement,~~
16 ~~judicial, penal, and correctional agencies or institutions,~~
17 ~~including those in the juvenile justice system, in dealing with~~
18 ~~criminals or delinquents.~~

19 ~~(d) The administrative actions taken by law enforcement,~~
20 ~~prosecutorial, judicial, penal, and correctional agencies,~~
21 ~~including those in the juvenile justice system, in dealing with~~
22 ~~minors who are the subject of a petition or hearing in the juvenile~~
23 ~~court to transfer their case to the jurisdiction of an adult criminal~~
24 ~~court or whose cases are directly filed or otherwise initiated in an~~
25 ~~adult criminal court.~~

26 ~~(e) The number of citizens' complaints received by law~~
27 ~~enforcement agencies under Section 832.5. These statistics shall~~
28 ~~indicate the total number of these complaints, the number~~
29 ~~alleging criminal conduct of either a felony or misdemeanor, and~~
30 ~~the number sustained in each category. The report shall not~~
31 ~~contain a reference to any individual agency but shall be by gross~~
32 ~~numbers only.~~

33 ~~(f) Crimes reported, number of clearances, and clearance rates~~
34 ~~reported by individual law enforcement agencies. The report in~~
35 ~~this subdivision shall be contained on the Department of Justice~~
36 ~~Criminal Justice Statistics Center Web site homepage located at~~
37 ~~<http://eaag.state.ca.us/cjse/index.htm>. The report shall be made~~
38 ~~available through a hypertext link prominently displayed on the~~
39 ~~Web site. The link, which will also serve as notification of the~~
40 ~~availability of the statistical information specified in this~~

1 subdivision, shall state: “Click here to compare the crime and
2 clearance rates of individual law enforcement agencies.”

3 It shall be the duty of the department to give adequate
4 interpretation of the statistics and so to present the information
5 that it may be of value in guiding the policies of the Legislature
6 and of those in charge of the apprehension, prosecution, and
7 treatment of the criminals and delinquents, or concerned with the
8 prevention of crime and delinquency. The report shall also
9 include statistics which are comparable with national uniform
10 criminal statistics published by federal bureaus or departments
11 heretofore mentioned.